

Thomas R. Johnson, OSB No. 010645
TRJohnson@perkinscoie.com
Misha Isaak, OSB No. 086430
MIsaak@perkinscoie.com
Nathan R. Christensen, OSB No. 093129
NChristensen@perkinscoie.com
PERKINS COIE LLP
1120 N.W. Couch Street, Tenth Floor
Portland, OR 97209-4128
Telephone: 503.727.2000
Facsimile: 503.727.2222

Jennifer Middleton, OSB No. 071510
JMiddleton@jjlslaw.com
JOHNSON JOHNSON & SCHALLER PC
975 Oak Street, Suite 1050
Eugene, OR 97401
Telephone: 541.683.2506
Facsimile: 541.484.0882

Cooperating attorneys on behalf of the
ACLU Foundation of Oregon, Inc.

Attorneys for Plaintiffs Rummell, West, Chickadonz, Tanner, and Basic Rights Education Fund

**UNITED STATES DISTRICT COURT
DISTRICT OF OREGON
EUGENE DIVISION**

PAUL RUMMELL and BENJAMIN WEST;
LISA CHICKADONZ and CHRISTINE TANNER;
BASIC RIGHTS EDUCATION FUND,

Plaintiffs,

v.

JOHN KITZHABER, in his official
capacity as Governor of Oregon; ELLEN
ROSENBLUM, in her official capacity as Attorney
General of Oregon; JENNIFER WOODWARD, in
her official capacity as State Registrar, Center for
Health Statistics, Oregon Health Authority, and
RANDY WALRUFF, in his official capacity as
Multnomah County Assessor,

Defendants.

Kevin Díaz, OSB No. 970480
KDiaz@aclu-or.org
ACLU FOUNDATION OF OREGON, INC.
P.O. Box 40585
Portland, OR 97240
Telephone: 503.227.6928
Facsimile: 503.227.6948

Rose Saxe, *pro hac vice*
RSaxe@aclu.org
Amanda Goad, *pro hac vice*
AGoad@aclu.org
AMERICAN CIVIL LIBERTIES UNION
FOUNDATION
125 Broad Street, 18th Floor
New York, NY 10004
Telephone: 212.549.2627
Facsimile: 212.549.2650

No. 6:13-cv-02256-MC

**MOTION FOR
SUMMARY JUDGMENT**

By Plaintiffs Paul Rummell,
Benjamin West, Lisa Chickadonz,
Christine Tanner, and
Basic Rights Education Fund

Pursuant to Federal Rule of Civil
Procedure 56(a)

Oral argument requested

DEANNA L. GEIGER and JANINE M.
NELSON; ROBERT DUEHMIG and
WILLIAM GRIESAR,

Plaintiffs,

v.

JOHN KITZHABER, in his official
capacity as Governor of Oregon; ELLEN
ROSENBLUM, in her official capacity as Attorney
General of Oregon; JENNIFER WOODWARD, in
her official capacity as State Registrar, Center for
Health Statistics, Oregon Health Authority, and
RANDY WALRUFF, in his official capacity as
Multnomah County Assessor,

Defendants.

No. 6:13-cv-01834-MC

CONFERRAL CERTIFICATION

Counsel for plaintiffs Paul Rummell, Benjamin West, Lisa Chickadonz, Christine Tanner, and Basic Rights Education Fund conferred in good faith with counsel for defendants John Kitzhaber, Ellen Rosenblum, and Jennifer Woodward, as well as counsel for defendant Randy Walruff, on February 13 and 14, 2014, respectively. Counsel were unable to resolve the dispute in this case amongst themselves.

MOTION

Plaintiffs Paul Rummell, Benjamin West, Lisa Chickadonz, Christine Tanner, and Basic Rights Education Fund hereby move this Court for entry of summary judgment, pursuant to Federal Rule of Civil Procedure 56(a).

Plaintiffs Paul Rummell, Benjamin West, Lisa Chickadonz, Christine Tanner, and Basic Rights Education Fund respectfully request that Court grant the relief prayed for in their Amended Complaint.

This motion is supported by a memorandum of points and authorities, as well as supporting declarations, filed herewith.

Oral argument is requested.

DATED: February 18, 2014

s/ Thomas R. Johnson

Thomas R. Johnson, OSB No. 010645

TRJohnson@perkinscoie.com

Kristina J. Holm, OSB No. 112607

KJHolm@perkinscoie.com

Misha Isaak, OSB No. 086430

MIsaak@perkinscoie.com

Nathan R. Christensen, OSB No. 093129

NChristensen@perkinscoie.com

Perkins Coie LLP

Telephone: 503.727.2000

Jennifer Middleton, OSB No. 071510

JMiddleton@jjlslaw.com

Johnson Johnson & Schaller PC

Telephone: 541.683.2506

Cooperating attorneys on behalf of the
ACLU Foundation of Oregon, Inc.

Kevin Díaz, OSB No. 970480

KDiaz@aclu-or.org

ACLU Foundation of Oregon, Inc.

Telephone: 503.227.6928

Rose Saxe, *pro hac vice*

RSaxe@aclu.org

American Civil Liberties Union Foundation

Telephone: 212.549.2627

Amanda Goad, *pro hac vice*

AGoad@aclu.org

American Civil Liberties Union Foundation

Telephone: 213.977.5244

Attorneys for Plaintiffs Rummell, West,
Chickadonz, Tanner, and Basic Rights
Education Fund